

Docket No. 141-424

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Kositprapa et al.

Serial No.: 10/664,803

Group Art Unit: 1615

Filed: September 19, 2003

Examiner: Sasan, Aradhana

**For: NOVEL PHARMACEUTICAL FORMULATION CONTAINING A BIGUANIDE
AND A THIAZOLIDINEDIONE DERIVATIVE**

New York, New York 10036

June 8, 2010

Via Electronic Filing System
Hon. Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Sir:

In accordance with the duty to disclose under 37 CFR 1.56, enclosed please find Form PTO/SB/08a listing references which may be considered material to the patentability of the claims of the above-identified application.

I hereby certify that this correspondence is being submitted via the Electronic Filing System ("EFS") to the United States Patent and Trademark Office on June 8, 2010.

/Nicholas P. Chiara/

Nicholas P. Chiara, Reg. No. 52,737

REMARKS

A copy of the reference designated as Foreign Patent Document ("FPD") 1 is being submitted as per 37 C.F.R. §1.98(a)(2)(i).

Because references FPD 1 is not in English, Applicants are submitting a Statement of Relevance as per 37 C.F.R. §1.98(a)(3)(i) and a translation (attached to FPD 1).

STATEMENT OF RELEVANCE

FPD 1

CN 15882928A

This document relates to methods of treatment comprising metformin and pioglitazone, and formulations comprising metformin and pioglitazone. A translation of this application is attached to FPD 1.

This document was recently cited in a related Chinese patent application and Applicants recently had the translation prepared because no English language equivalent could be found.

It is respectfully requested that this art be considered by the Examiner in the above-entitled application and made of record therein.

Because this Supplemental Disclosure Statement is being filed after a Request for Continued Examination and before the first action on the merits or the mailing of a Notice of Allowance it is our understanding that no fee is required.

A Notice of Allowance has been previously issued in the present case, and therefore, the Applicants invite the Examiner to contact the undersigned with any questions about the present submission to expedite the present prosecution.

Respectfully submitted,
/Nicholas P. Chiara/
Nicholas P. Chiara
Reg. No. 52,737

MAILING ADDRESS

FLOREK & ENDRES PLLC
1156 Avenue of the Americas
New York, NY 10036
(ph) (212) 997-1000
(fax) (212) 997-1060